

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

RYANAIR DAC,

*Plaintiff/  
Counterclaim Defendant,*

V.

BOOKING HOLDINGS INC.,  
BOOKING.COM B.V., KAYAK SOFTWARE  
CORPORATION, PRICELINE.COM LLC,  
and AGODA COMPANY PTE. LTD.,

*Defendants,*

BOOKING.COM B.V.,

*Counterclaim Plaintiff.*

C.A. No. 1:20-cv-01191-WCB

**PLAINTIFF RYANAIR DAC'S  
MOTION FOR JUDGMENT AS A MATTER OF LAW**

Plaintiff Ryanair DAC (“Plaintiff”) moves for judgment as a matter of law pursuant to Federal Rules of Civil Procedure 50(a)(1) (the “Motion”) on all of Defendant Booking.com B.V.’s (“Defendant”)’s counterclaims in this action, on several grounds:

- (1) Booking.com has failed to show the elements of its tortious interference, unfair competition, defamation, and deceptive trade practice act counter claims; and
- (2) Booking.com has failed to show the statements at issue are not true or have a defamatory character.

Support for this Motion may be found in Ryanair's brief filed simultaneously herewith and any reasons stated on the record during trial.

Dated: July 18, 2024

**KRATZ & BARRY LLP**

/s/ R Touhey Myer

R Touhey Myer (#5939)  
800 N. West Street  
Wilmington, DE 19801  
(302) 527-9378  
tmyer@kratzandbarry.com

**Of Counsel:**

R. David Donoghue (*pro hac vice*)  
Anthony J. Fuga (*pro hac vice*)  
HOLLAND & KNIGHT LLP  
150 N Riverside Plaza, Suite 2700  
Chicago, IL 60606  
(312) 263-3600  
david.donoghue@hklaw.com  
anthony.fuga@hklaw.com

Cynthia A. Gierhart (*pro hac vice*)  
HOLLAND & KNIGHT LLP  
800 17th Street NW, Suite 1100  
Washington, DC 20011  
(202) 469-5416  
cindy.gierhart@hklaw.com

Ji Mao (*pro hac vice*)  
HOLLAND & KNIGHT LLP  
31 West 52nd Street  
New York, New York 10019  
(212) 513-3420  
ji.mao@hklaw.com

William H. Oliver III (*pro hac vice*)  
HOLLAND & KNIGHT LLP  
10 St. James Ave. 11th Floor  
Boston, MA 02116  
(617) 573-5863  
william.oliver@hklaw.com

*Attorneys for Plaintiff/  
Counterclaim Defendant Ryanair DAC*